

02.11.2004

HON'BLE MR.H.R.PANWAR,J.

Mr. D.L. Rawla, for the petitioners.
Mr.Ashok Upadhyay, Public Prosecutor for State.

Heard learned counsel for the petitioners as well as the learned Public Prosecutor for the State. I have carefully gone through order impugned and perused the police investigation diary.

There are serious allegations against the petitioner No.1 Buta Singh. In the circumstances, therefore, I do not consider it a fit case to grant anticipatory bail to the petitioner No.1 Buta Singh. The bail application filed by the petitioner No.1 Buta Singh under Section 438 Cr.P.C. is, therefore, rejected.

Having considered the facts that the petitioner No.2 Prem Singh has not inflicted any injury to the injured-complainant, I consider it just and proper to grant anticipatory bail to the petitioner No.2. Accordingly, it is directed that in the event of arrest of petitioner No.2 Prem Singh S/o Shri Niranjana Singh in FIR No.248/2004 P.S. Tibbi, Sriganaganagar, he shall be released on bail provided he furnishes a personal bond in the sum of Rs.10,000/- alongwith one surety of like amount to the satisfaction of Investigating Officer on the following conditions:-

- (i) That he shall make himself available for interrogation by a police officer as and when required;
- (ii) That he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the

case so as to dissuade him from disclosing such facts to the Court or to any police officer and;

- (iii) That he shall not leave India without the previous permission of the Court.

(H.R.PANWAR),J.

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